



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB3255

by Rep. Elaine Nekritz

SYNOPSIS AS INTRODUCED:

430 ILCS 70/3	from Ch. 38, par. 85-3
430 ILCS 70/4	from Ch. 38, par. 85-4
430 ILCS 70/5	from Ch. 38, par. 85-5
430 ILCS 70/6	from Ch. 38, par. 85-6

Amends the Illinois Public Demonstrations Law. Adds parades to Sections on permits, size, notice, and time requirements. Requires the city, county, or local law enforcement to notify the owners of any railroad tracks over which the gathering will take place of the time, location, and duration. Effective immediately.

LRB098 07405 MLW 37469 b

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Public Demonstrations Law is
5 amended by changing Sections 3, 4, 5, and 6 as follows:

6 (430 ILCS 70/3) (from Ch. 38, par. 85-3)

7 Sec. 3. Unlawful action-Parade permit.

8 It is unlawful for any person, group or organization to
9 conduct or participate in any march, assembly, meeting, parade,
10 or gathering on roadways in more than one specific area of or
11 location in, any municipality or the unincorporated area of a
12 county, on any given day, unless it is acting under authority
13 of a duly issued municipal or county parade or demonstration
14 permit if local ordinance or regulation requires a such permit,
15 or, if not, with permission of the principal law enforcement
16 officer for the such area. If a march, assembly, meeting,
17 parade, or gathering on roadways involves the act of crossing
18 or traversing over or upon active railroad tracks, the
19 municipal or county authority or principal law enforcement
20 officer, as part of its permit or permission process, must
21 ensure that the owner of the railroad tracks is notified at
22 least 24 hours before the march, assembly, meeting, parade, or
23 gathering is to take place. This notification to the railroad

1 must include specific details outlining the event's date,
2 route, time of inception, and duration.

3 (Source: Laws 1967, p. 3613.)

4 (430 ILCS 70/4) (from Ch. 38, par. 85-4)

5 Sec. 4. Acting with other groups - Size of assemblage. It
6 is unlawful for any group or organization or any individual
7 acting with the ~~such~~ group or organization, to conduct or
8 participate in any march, assembly, meeting, parade, or
9 gathering on roadways unless the ~~such~~ march, assembly, meeting,
10 parade, or gathering is limited to ~~such~~ numbers that ~~as~~, in the
11 opinion of the principal law enforcement officer, will not
12 obstruct pedestrian or vehicular traffic in an unreasonable
13 manner. The principal law enforcement officer shall, within 12
14 hours of receiving the notice required by Section 5, inform the
15 group or organization as to the limitation on number of persons
16 allowed to participate.

17 (Source: Laws 1967, p. 3613.)

18 (430 ILCS 70/5) (from Ch. 38, par. 85-5)

19 Sec. 5. Notice of assemblage in writing-Contents.

20 It is unlawful for any group or organization to conduct or
21 participate in any march, assembly, meeting, parade, or
22 gathering on roadways unless the principal law enforcement
23 officer has been given notice in writing of the location, the
24 maximum number of persons participating, and the names and

1 addresses of the organizers of the ~~any such~~ march, assembly,
2 meeting, parade, or gathering, its route, and its time of
3 inception and duration at least 24 hours before ~~such~~ inception.
4 (Source: Laws 1967, p. 3613.)

5 (430 ILCS 70/6) (from Ch. 38, par. 85-6)

6 Sec. 6. Time of holding.

7 It is unlawful for any group, organization, or any
8 individual to conduct or participate in any march, assembly,
9 meeting, parade, or gathering on roadways during peak traffic
10 periods unless authorized by the principal law enforcement
11 officer for the area in which the march, assembly, meeting, parade,
12 or gathering is to be held. Peak traffic periods,
13 unless otherwise set by municipal or county authority, are for
14 the purposes of this Act declared to be 7:30 a.m. o'clock to
15 9:00 a.m. o'clock in the forenoon, and from 4:30 p.m. o'clock
16 to 6:00 p.m. o'clock in the afternoon, Monday through Friday
17 except for State and National holidays.

18 (Source: Laws 1967, p. 3613.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.